

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office. AUG 8 1994

Returned to applicant for correction. _____

Corrected application filed. _____ Map filed AUG 8 1994
AUG 13 1986 under 49931

The applicant Pegasus Gold Corporation

North 9 Post Street, Suite 400 of Spokane
Street and No. or P.O. Box No. City or Town

Washington 99201 hereby make application for permission to change the
State and Zip Code No.

point of diversion, manner of use and place of use of a portion
Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under permit #57097
Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

identify right in Decree.

1. The source of water is underground
Name of stream, lake, underground spring or other source.

2. The amount of water to be changed 10 MGA
Second feet, acre feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for mining, milling, domestic and dewatering
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore permitted for mining, milling and domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

5. The water is to be diverted at the following point NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 11, T. 31N., R. 33E.
Describe as being within a 40-acre subdivision of public survey and by course and

M.D.B. & M., or at a point from which the NW corner of said sec. 11
distance to a section corner. If on unsurveyed land, it should be stated.

bears N 80 degrees 32 min. W., a distance of 584.6 feet

6. The existing permitted point of diversion is located within the SE $\frac{1}{4}$ NW $\frac{1}{4}$ (Lot 1), Sec. 3, T. 31N.,
If point of diversion is not changed, do not answer.

R. 33E., M.D.B. & M., or at a point from which the southwest corner

of Sec. 3, T. 31N., R. 33E., M.D.B. & M. bears south 31 degrees west a
distance of 3810 feet

7. Proposed place of use Section 2, 3, 4, 9, 10, 11, 14, 15, 16, 37, 38, 39, T. 31N., R. 33E.,
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

and a portion of the South $\frac{1}{2}$ of Section 34, T. 32N., R. 33E., D.B. & M.

8. Existing place of use Sections 2, 3, 4, 9, 10, 11, 14, 15, 16, 37, 38, 39, T. 31N., R. 33E.,
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or

M.D.B. & M.
manner of use of irrigation permit, describe acreage to be removed from irrigation.

9. Use will be from Jan. 1 to Dec. 31 of each year.
Month and Day Month and Day

10. Use was permitted from Jan. 1 to Dec. 31 of each year.
Month and Day Month and Day

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and

specifications of your diversion or storage works.) A well will be drilled and a metered
State manner in which water is to be diverted, i.e. diversion structure,

pump and motor will dewater the pit.
ditches, pipes and flumes, or drilled well, etc.

12. Estimated cost of works \$16,000.00

13. Estimated time required to construct works One month

14. Estimated time required to complete the application of water to beneficial use one month
15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:
- We need this well to dewater our pit. We encountered a small
quantity and need to dewater to maintain the safety of the highwalls
and prevent equipment from sinking and tipping in the pit. We
expect to be finished in this area in 8 months.
Also see the existing map under 48996

By S/Joyce M. Muir
P.O. Box 330
Imlay, NV 89418

Compared jr/vjw jr/vjw

Protested _____

APPROVAL _____
OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This Temporary permit to change the point of diversion, manner of use and place of use of a portion of the waters of an underground source as heretofore granted under Permit 57097 is issued subject to the terms and conditions imposed in said Permit 57097 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined duty of water under Permits 48997, Certificate 13237; 48998, Certificate 13238; 48999, Certificate 13239; 49931, Certificate 13240; 53342, Certificate 13245; 57096, 57097, 57098, 60314-T, 60324-T, 60325-T, 60326-T, 60327-T, 60328-T and 60329-T shall not exceed 268 million gallons annually.
 (CONTINUED ON PAGE 2)

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.1 cubic feet per second, but not to exceed 10 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before _____

Proof of completion of work shall be filed before _____

Application of water to beneficial use shall be made on or before _____

Proof of the application of water to beneficial use shall be filed on or before _____

Map in support of proof of beneficial use shall be filed on or before _____

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

IN TESTIMONY WHEREOF, I, **R. MICHAEL TURNIPSEED, P.E.**
 State Engineer of Nevada, have hereunto set my hand and the seal of my

office, this 1st day of December

A.D. 19 94

[Signature]
 State Engineer

(PERMIT TERMS CONTINUED)

This permit is issued under the preferred use provisions of NRS Chapter 534. The manner of use of water under this permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire on November 30, 1995 at which time all rights herein granted shall revert to the right being changed by this temporary permit.